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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of **McWethy et al**

Application No. 10/098,729

Attorney Docket No. 1032-P02469US1

Filed: March 15, 2002

For: **RETRACTABLE NEEDLE MEDICAL DEVICE FOR  
INJECTING FLUID FROM A PRE-FILLED CARTRIDGE**

Examiner: Rodriguez, Chris

Group Art Unit: 3763

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that this Correspondence is being deposited on the date identified below with the United States Postal Service as first-class mail in an envelope properly addressed to Commissioner for Patents, Alexandria, VA 22313-1450

1/5/05

Date of Certificate

Christine Edinger  
Christine Edinger

Commissioner for Patents  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97**

In compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicants are submitting herewith a Form PTO-1449 and a copy of the references listed thereon.

This Information Disclosure Statement is being filed more than three months after the filing date of this application, and after receipt of the first Official Action on the merits, but before receipt of a Final Official Action or an Notice of Allowance. Accordingly, the fee required under 37 C.F.R. 1.97(c) is enclosed. In the event the enclosed fee is in error, the Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit account no. 04-1406.

01/10/2005 SFELEKE1 00000006 10098729

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Applicants respectfully request full and proper consideration of the listed information during examination of the application, and that the listed information be printed on any patent that issues therefrom.

Respectfully submitted,

DANN, DORFMAN, HERRELL & SKILLMAN  
A Professional Corporation  
Attorneys for Applicant(s)

By

A handwritten signature in black ink, appearing to read 'S. Eland', written over a horizontal line.

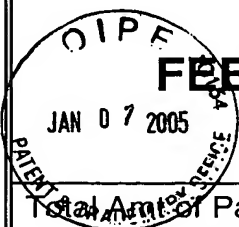
Stephen H. Eland  
PTO Registration No. 41,010

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Enclosures - Form PTO-1449

Copies of References listed on PTO -1449



# FEE TRANSMITTAL

Application Number: 10/098,729

Filing Date: March 15, 2002

First Named Inventor: McWethy et al

Group Art Unit: 3763

Examiner Name: Rodriguez, Chris

Attorney Docket Number: 1032-P02469US1

Total Amount of Payment (1) + (2) + (3) = \$180

## METHOD OF PAYMENT (check one)

The Commissioner is hereby authorized to:

- ☐ Charge indicated fees  
☒ Charge additional fees  
☒ Credit overpayments

to the account of DANN, DORFMAN, HERRELL & SKILLMAN  
Deposit Account Number 04-1406

Payment enclosed:  
Check in the amount of \$180

## FEE CALCULATION

### 1. FILING FEE

Fee Description	Fee
Utility filing fee	
Design filing fee	
Plant filing fee	
Reissue filing fee	
<b>SUBTOTAL (1)</b>	<b>\$0</b>

### 2. Claims Fees

# of Claims - Paid	Extra Claims	Fee/Claim	Fee
Total Claims - =		9	\$0
Indep Claims - =		44	\$0
Multiple Dependent Claim Fee			

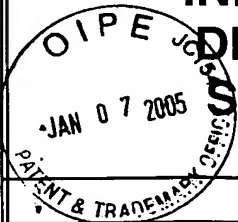
**SUBTOTAL (2) \$0**

## ADDITIONAL FEES

Fee Description	Fee Paid
Surcharge-late filing fee or oath	
Surcharge - late provisional filing fee or cover sheet	
Extension for response within month	
Notice of Appeal	
Filing a brief in support of an appeal	
Request for oral hearing	
Petition to revive unavoidably abandoned application	
Petition to revive unintentionally abandoned application	
Issue Fee	
Petitions to the Commissioner	
Petitions related to provisional applications	
Submission of Information Disclosure Stmt.	180
Recording each patent assignment per property	
Other fee (specify) <u>Advance Order (10 copies)</u>	
<b>SUBTOTAL (3)</b>	<b>\$180</b>

Submitted By: Stephen H. Eland Reg. Number 41,010

Signature [Signature] Date January 5, 2005 Deposit Account User ID 04-1406

 <b>INFORMATION DISCLOSURE STATEMENT</b>	<b>Complete if known</b>	
	Application Number: 10/098,729	
	Filing Date: March 15, 2002	
	First Named Inventor: McWethy et al	
	Group Art Unit: 3763	
	Examiner Name: Rodriguez, Chris	
SHEET 1 OF 1		Attorney Docket Number: 1032-P02469US1

UNITED STATES PATENT DOCUMENTS				
EXAMINER'S INITIALS	CITE NO.	PATENT NUMBER	ISSUE DATE MM-YYYY	FIRST NAMED INVENTOR
		3,306,290	02/1967	Weltman
		5,112,307	05/1992	Haber et al
		5,201,719	04/1993	Collins et al
		5,261,880	11/1993	Streck et al
		5,330,440	07/1994	Stanners et al
		5,445,620	08/1995	Haber et al
		5,514,107	05/1996	Haber et al
		5,531,706	07/1996	de la Fuente
		5,709,662	01/1998	Olive et al
		5,891,104	04/1999	Shonfeld et al

FOREIGN PATENT DOCUMENTS					
EXAMINER'S INITIALS	CITE NO.	DOCUMENT NUMBER	COUNTRY OR REGION	DATE OF PUBLICATION MM-DD-YYYY	FIRST NAMED INVENTOR OR APPLICANT
		00/37125	WO	06/29/2000	Mohammad

OTHER CITATIONS - NON-PATENT DOCUMENTS		
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in Capital Letters), title of the article (when appropriate), title of the item(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published

EXAMINER'S SIGNATURE		DATE CONSIDERED	
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**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP §609. Draw a line through citation if citation not in conformance and reference not considered. Include a copy of this form with next communication to applicant.